# BLYTHE CITY COUNCIL AND BLYTHE REDEVELOPMENT AGENCY



# AGENDA NOVEMBER 23, 2010

6:00 P.M.

Joseph DeConinck, Mayor Carie Covel, Vice Mayor Richard Contreras, Councilman Oscar Galvan, Councilman Sam Patel, Councilman David Lane, City Manager Mallory Sutterfield, City Clerk

MEETINGS ARE HELD INTHE CITY COUNCIL CHAMBER, 235 NORTH BROADWAY, BLYTHE, CA

# CITY OF BLYTHE CITY COUNCIL MEETING November 23, 2010

November 23, 2010 6:00pm

**CALL TO ORDER** 

ROLL CALL

PLEDGE OF ALLEGIANCE

INVOCATION

#### **ADDED STARTER**

The City Council may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the City Council and/or staff subsequent to the posting of the Agenda. An action adding an item to the Agenda requires a 2/3 vote of the City Council (4 of 5 Council Members). If less than 2/3 of the City Council is present, adding an item to the Agenda requires a unanimous vote.

#### **PRESENTATIONS-** None

**CONSENT CALENDAR** (Items 1 through 6) All matters listed under Consent Calendar are considered routine and will be enacted by one motion. There will be no separate discussion of these items prior to the time of voting on the motion unless members of the Council or staff request specific items be discussed and/or removed from the Consent Calendar for separate action.

#### 1. Posting of the Agenda.

The summary of agenda items was posted on the bulletin boards on the outside of the public entrance to the Council Chamber and near the inside entrance of the Council Chamber on Thursday, November 18, 2010.

#### 2. Approval of the Warrant Register.

Recommendation by the Finance Department to approve: 11/23/10, warrants numbered 53530 through 53578 in the amount of \$309,044.30.

#### 3. Approval of the Payroll Register.

Recommendation by the Finance Department to approve: 11/23/10, warrants numbered 43225 through 43232 and Direct Deposits numbered 21978 through 22058 in the amount of \$49,842.79; 11/23/10, warrants numbered 43233 through 43234 in the amount of \$2,133.49 and 11/23/10, warrants numbered 43235 through 43261 and Direct Deposits numbered 22059 through 22121 in the amount of \$287,997.66.

#### 4. <u>City of Blythe Project Management Log.</u>

Recommendation by the City Clerk to Receive and File.

#### 5. Minutes- November 9, 2010.

Recommendation by the City Clerk: Approve the November 9, 2010, City Council Minutes.

#### 6. City of Blythe Fire Department Monthly Incident and Activity Report October 2010.

Any writings or documents provided to a majority of the City Council regarding any item on this Agenda will be made available for Public inspection in the City Clerk's Office at City Hall, 235 N. Broadway, Blythe, California, and the information counter of the Palo Verde Valley District Library located at 125 W. Chanslorway, Blythe, California, during normal business hours. In addition such writings and documents will be posted on the City's website: www.cityofblythe.ca.gov.

Recommendation by the Fire Chief to Receive and File.

#### ORDINANCES- (Item 7)

#### 7. Adoption of the 2010 California Codes

The California Building Standards Commission published the 2010 Edition of Title 24 adopting new building codes. The purpose of this item is to Amend Blythe Municipal Code Title 15, Buildings and Construction and Title 17, Zoning to be in conformance with the 2010 California Codes.

Recommendation by the Chief Building Inspector to hold the first reading of Ordinance 846-10 adopting the 2010 California Codes.

ORDINANCE NO. 846-10. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLYTHE AMENDING TITLE 15, BUILDINGS AND CONSTRUCTION, AND TITLE 17, ZONING, OF THE BLYTHE MUNICIPAL CODE.

**RESOLUTIONS**- None

**PUBLIC HEARING- None** 

**NEW BUSINESS- None** 

**CONTINUED BUSINESS- None** 

WRITTEN COMMUNICATION- None

#### **BLYTHE REDEVELOPMENT AGENCY:**

**CONSENT CALENDAR** (Items 8 through 9) All matters listed under Consent Calendar are considered routine and will be enacted by one motion. There will be no separate discussion of these items prior to the time of voting on the motion unless members of the Board or staff request specific items be discussed and/or removed from the Consent Calendar for separate action.

#### 8. Minutes- November 9, 2010.

Recommendation by the City Clerk: Approve the November 9, 2010 Redevelopment Agency Minutes.

#### 9. RDA Project Management Log.

Recommendation by the City Clerk to Receive and File.

#### **NEW BUSINESS** (Item 10)

### 10. Approval of RDA Commercial Property Rehabilitation Loan Program.

The Purpose of the item is to adopt guidelines which will provide loans to business owners for commercial property rehabilitation purposes.

Recommendation to approve Resolution No. RA2010-140 adopting the RDA Commercial Property Rehabilitation Loan Program.

RESOLUTION NO. RA 2010-140. A RESOLUTION OF THE BLYTHE REDEVELOPMENT AGENCY ADOPTING CITY OF BLYTHE REDEVELOPMENT AGENCY COMMERCIAL PROPERTY REHABILITATION LOAN PROGRAM.

ORAL REPORTS (Council may ask a question for clarification, make a brief announcement, make

Any writings or documents provided to a majority of the City Council regarding any item on this Agenda will be made available for Public inspection in the City Clerk's Office at City Hall, 235 N. Broadway, Blythe, California, and the information counter of the Palo Verde Valley District Library located at 125 W. Chanslorway, Blythe, California, during normal business hours. In addition such writings and documents will be posted on the City's website: www.cityofblythe.ca.gov.

a brief report on his/her own activities, request staff to report back at a subsequent meeting concerning any matter, or take action to direct staff to place a matter of business on a future agenda.)

**PUBLIC COMMENT** Public comments will be allowed on matters not appearing on the agenda, but within Council/Redevelopment Agency's jurisdiction. Speakers are asked to identify themselves by stating their name and address for the record. Comments shall be limited to 3 minutes in duration.

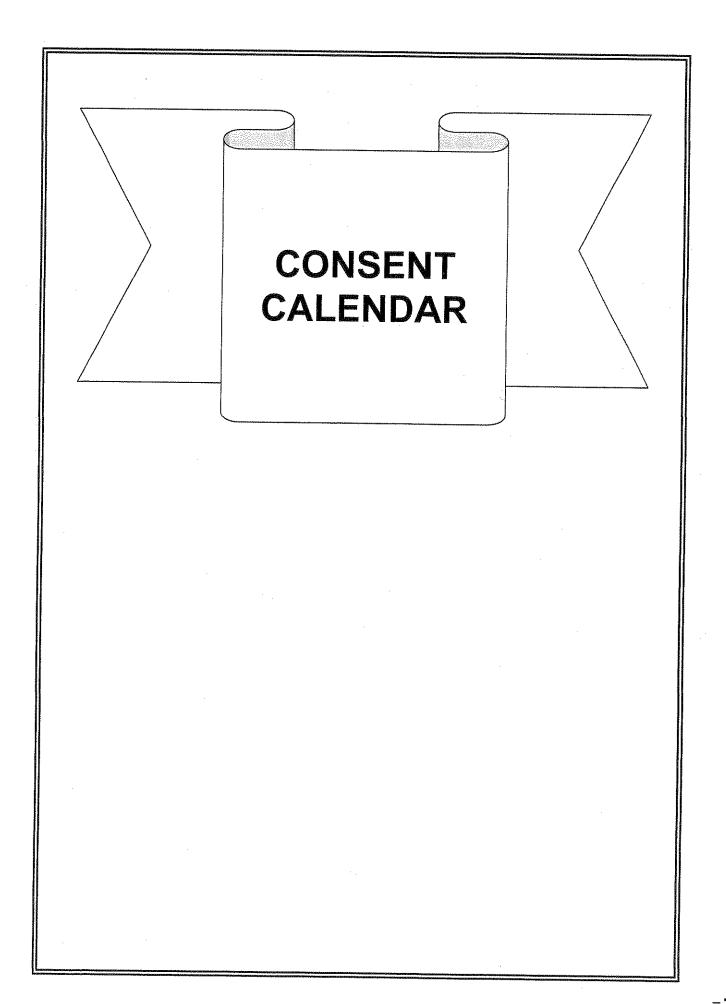
#### **EXECUTIVE SESSION** (Items 11 through 15)

- 11. Personnel, Pursuant to Government Code Section 54957 (b).
- Labor Negotiations, Pursuant to Government Code Section 54957.6, Mid-Management Unit.
- **13.** Labor Negotiations, Pursuant to Government Code Section 54957.6, Laborers Local 1184 Unit.
- 14. Labor Negotiations, Pursuant to Government Code Section 54957.6, Sworn Unit.
- 15. Labor Negotiations, Pursuant to Government Code Section 54957.6, Non Sworn Unit.

**ADJOURNMENT** The next regular City Council/Redevelopment Agency meeting will be held on December 14, 2010, at 6:00 p.m., in the Council Chamber, 235 N. Broadway, Blythe, California.

#### NOTE TO THE PUBLIC:

In compliance with the Americans with Disability Act, if you need special assistance to participate in this meeting, please contact City Clerk Mallory Sutterfield at (760)922-6161 EXT. 237. Notification 24 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting (28 CFR 35.104 ADA Title II).



# THIS PAGE LEFT BLANK

# THIS PAGE LEFT BLANK

# City of Blythe -- Project Management Log

Item	Project	Date	Added	Responsible	THE PROPERTY OF THE PROPERTY O	Date
Ž	Description	Added	B	Department	Notes	Commeted
<del></del>	Future study session on	11-17-09	City Council	City Council/City		5/25/10
	ambulance service	1100	The state of the s	Clerk		
7	Resolve CDBG Issues with	12-8-09	City Council	Development	Staff working with Supervisor	and the state of t
-	County		The state of the s	Services	Benoit.	
8	City Gift Card	12-8-09	Covel	Finance	TOTAL CONTRACTOR OF THE PROPERTY OF THE PROPER	Amminoto and a second s
4	Status of Release to Lease	12-15-09	City Council	Public Works	County was given control of the Blythe Airport on 0/28/10	9/28/10
5	Youth Commission	1-5-10	Covel	Youth Commission	Meeting held February 17, 2010.	
			776	Committee		
9	City Sign Ordinance	01/9/1	Council	Sign Ordinance Ad	Last Meeting held February 16,	
1	Section From Section Control of the			Hoc Committee	2010. Next Meeting March 2, 2010.	
	CDBG Expenditure Plan Play Ground Equipment	2/9/10	Council	Development Services	Playground equipment contract has been completed. Next step	
	-Appleby Park				is to hold "preconstruction	
	-lodd Fark				meeting" with the vendor and	
	Acceler Restroom				County EDA staff. Project	
	-Appleby Fark				continues to move forward.	
					Staff is working on next phase of	
					purchasing which includes	
					manufactured ADA restroom	
					facilities for Todd and Appleby	
0	D 04 D. 1. C.	110110	7.7	The state of the s	Parks.	
0	Frop 84 Fark Grant	4/13/10	Covel	City Manager	Staff is waiting on release of	Contract of the contract of th
					second funding cycle timeline	
	****				and grant requirements to insure	
					compliance with grant	
					qualifications. A community	
			THE RESERVE ASSESSMENT	THE REPORT OF THE PARTY OF THE	Meeting to discuss the plan was	

							77 47 41 10
held		Staff is working on identifying matching funds needed for the Roberti Z' Berg Harris Grant. A Community Meeting was held on October 12, 2010. P&R Committee met with the BOR on 10/21/10 willing to help with culvert nine.	Contract has been signed. Pre-Bid meeting held with Bids received and opened on 11/2/10.				
THE PARTY OF THE P	City Manager	Council	Public Works				***************************************
	Covel	Contreras	Covel	, , , , , , , , , , , , , , , , , , ,		- 100 Marie 100	
	6/22/10	7/27/10	8/10/10		THE REAL PROPERTY OF THE PROPE		
	Using RDA funds to improve/replace park restroom facilities -Miller Park -Todd Park	Quechan Marina	Energy Block Grant				Procedure and the state of the
	6	0	=	and the second	***************************************		

# MINUTES November 9, 2010 BLYTHE CITY COUNCIL

The November 9, 2010 regular meeting of the Blythe City Council was called to order at 6:00pm in the Council Chambers by Mayor DeConinck. Also in attendance were Vice Mayor Covel, Council Members Contreras, Galvan and Patel. Staff in attendance included City Manager Lane, City Clerk Sutterfield, Finance Director Colbert, City Treasurer Martin, Police Chief Smith, Public Works Director Rodkey, Economic Development Specialist Thomas and City Attorney Duarte. Planner Burrow was excused from the meeting.

The Pledge of Allegiance was led by Councilman Patel and the Invocation was offered by Public Works Director Rodkey.

#### ADDED STARTER:

The City Council may add an item to the Agenda after making a finding that there is a need to take immediate action on the item and that the item came to the attention of the City Council and/or staff subsequent to the posting of the Agenda. An action adding an item to the Agenda requires a 2/3 vote of the City Council (4 of 5 Council Members). If less than 2/3 of the City Council is present, adding an item to the Agenda requires a unanimous vote.

#### CONSENT CALENDAR:

Items on the Consent Calendar are considered routine and will be enacted with one motion of the Council. If any item requires individual consideration, it will be removed from the consent calendar and acted upon separately.

#### 1. Posting of the Agenda.

The summary of agenda items was posted on the bulletin boards on the outside of the public entrance to the Council Chamber and near the inside entrance of the Council Chamber on Thursday, November 4, 2010.

#### 2. Approval of the Warrant Register.

Recommendation by the Finance Department to approve: 11/09/10, warrants numbered 53440 through 53453 in the amount of \$2,061.28 and 11/09/10, warrants numbered 53454 through 53529 in the amount of \$770,631.48.

#### 3. Approval of the Payroll Register.

Recommendation by the Finance Department to approve: 11/09/10, warrants numbered 43182 through 43197 in the amount of \$11,159.32 and 11/09/10, warrants numbered 43198 through 43224 and Direct Deposits numbered 21915 to 21977 in the amount of \$288,627.47.

#### 4. <u>City of Blythe Project Management Log.</u>

Recommendation by the City Clerk to Receive and File.

#### 5. Minutes- October 26, 2010.

Recommendation by the City Clerk: Approve the October 26, 2010, City Council Minutes.

#### 6. City of Blythe Permits Issued for October 2010.

Recommendation by Development Services to Receive and File.

No Public Comment. Councilman Contreras made a motion to approve the Consent Calendar. The motion was seconded by Vice Mayor Covel with a unanimous aye vote.

#### **PUBLIC HEARING:**

Allocation of 2011-2012 Community Development Block Grant Funds. Economic Development Specialist Thomas reported that the City is a member of Riverside County's Urban County

designation and we receive an allocation of Community Development Block funds annually. The HUD funds are received, distributed and monitored by the Riverside County Economic Development Agency between 5 supervisorial districts and 16 cooperating cities based on the HUD fair share formula. Projects eligible for funding would include public facility improvements, real property acquisition, public service, housing, capital equipment and rehabilitation/preservation. They also must meet one of the three national objectives which are principally benefiting low and moderate income persons, aid in the prevention of slums or blight or meet community development needs having a particular urgency. The CDBG fund guidelines leading up to this Public Hearing have been met. The City's CDBG allocation for fiscal year 2011-12 is \$120,000 with \$18,000 available to fund a maximum of two service projects. This year three public service applications totaling \$43,844 were received with no public facilities applications received. It is staff's recommendation that City Council subsequent to the Public Hearing grant public service funds to Food Panty and Harmony Kitchen each in the amount of \$9,000. Additionally it is requested the Council allocate the remaining funds into the pending City Project to purchase modular restrooms for City parks and to authorize the City Manager to reprogram funds as required and necessary. It is also recommend that Council authorize the Mayor to execute the supplemental agreement with County EDA for the allocation of the 2011-12 CDBG Funds.

Councilman Contreras stated that he did not like authorizing someone to do something he didn't know about first. City Manager Lane stated that this is not a wily nilly do whatever you want with it, it is to do minor adjustments if need be. I would not be able to move something from City project to service project or vice versa. What could be done is a transfer of funds to a like component.

Councilman Patel asked what was normally given to the Food Pantry and Harmony Kitchen. Economic Development Specialist stated that the maximum amount is \$9,000 due to \$18,000 being received. Most communities receive \$10,000 but because of our rural location we receive more.

Public Comment. Beverly Mays of 1217 W. Wisconsin stated she would like to know if a bathroom facility could be placed at Appleby Park. Economic Development Specialist Thomas stated that is precisely what these funds are allocated for.

Vice Mayor Covel made a motion to accept staff's recommendation. The motion was seconded by Councilman Galvan with a unanimous aye vote.

#### **NEW BUSINESS:**

November and December Council Meetings. City Clerk Sutterfield reported that historically the second meetings in November and December have been cancelled due to the holidays. In keeping with past practice Council may want to discuss cancelling the second meeting in November due to its proximity to Thanksgiving and the seconded meeting in December scheduled for the 28<sup>th</sup>. As City offices will be closed the Thursday and Friday before the 28<sup>th</sup> it will be difficult to prepare an Agenda for the meeting. Should these meetings be cancelled and the need arises a special meeting could be called.

Vice Mayor Covel stated that there are a few things due before the end of the year and if we are sure we can get those done on the one date we have to get them done then that would be a concern. It only leaves one meeting between now and January. City Manager Lane stated those were the Transparency Ordinance and Council Health Care. If we can't get those done the first meeting in December our preference would be to call a Special Meeting to make sure it happens rather than force a meeting during Christmas time.

Councilman Patel stated we also have lots of negotiations. I don't want to keep them open if we can't finish them today. I want to continue them to the next meeting and not wait until December.

Vice Mayor Covel asked where staff was at with the RDA Loan Guidelines. Economic Development Specialist Thomas reported they were in Draft Format and were in the hands of two business people who might want to use them and are awaiting their comments.

Councilman Contreras would like to look into replacing our RDA Attorney before we implement the guidelines. Vice Mayor Covel does not want to wait on implementing the new guidelines and suggested Jones and Mayer look at the Guidelines along with the RDA Attorney. City Manger Lane stated we would have to pay them both as it is not part of the retainer. Vice Mayor Covel stated we have been working on them for awhile and they are almost done. Councilman Contreras would like to check with other firms before we implement the guidelines. Econ Development Specialist Thomas stated that this was different than the storefront renovation and blight elimination grants. This allows for rehabilitation loans to be given to business owners.

Councilman Patel sated that we have lots of issues we need to address and cannot afford to take off.

Vice Mayor Covel made a motion to leave the meetings as they stand. The motion was seconded by Councilman Contreras with a unanimous aye vote.

Roberti Z Berg State Parks Grant Proposal for Quechan Marina. Economic Development Specialist Thomas reported that the City of Blythe was awarded a Grant from the California Department of Parks and Recreation in the amount of \$500,000. This is to be used specifically for Quechan Marina improvements. It also requires a match requirement of \$200,000. Water quality has been an on going issue in the Marina. We held a public input meeting where above 40% of those who responded they would like to see a river culvert pipe put into the Marina. This would solve a couple issues, provide fresh water into the lagoon and could help with our dredging problem at the opening of the lagoon it would keep sand from settling in that area. It is recommended that Council authorize staff to pursue the use of a portion of the Roberti Z Berg funds to improve the water quality in the Marina with the installation of a river culvert pipe.

Mayor DeConinck asked what it might cost to install the culvert. Econ Development Specialist Thomas stated that according to the BOR it would cost around \$200,000. It would be nice to do this project at this time because you can only do work in the river during certain times of the year. The BOR has a mobilization of their workforce and equipment in November/December of 2011. They would be in the area and would fall into place for us to spend funds before March 2012. As the BOR is also a Governmental Agency we would not be subject to prevailing wage allowing the project to be cheaper.

Councilman Patel asked what will happen if the BOR is unable to do this work next November. City Manager Lane stated that if the BOR couldn't do it we could then do a Public Works Project and send out a request for Bids to find a contractor to do it. It would cost more as we would have to pay prevailing wage but the project could still get completed.

Vice Mayor Covel asked where we were with the County's proposal to give the Park to us and shouldn't we know that before we do any work there. City Manager Lane stated this project does require County approval and yes we have already greased the skids and they have blessed the concept. Second, the Deputy City Attorney is drafting an opinion as to whether or not we can go forward with the proposal the County gave us a few weeks ago. Of all the things proposed this is the one that is more time consuming because of the need for an environmental review. If it's going to get done by March 2012 we need to start now. Econ Development Thomas pointed out that whether the Marina is ours or the County's this money can only be spent there or we lose it.

Vice Mayor Covel stated that someone was interested in leasing this Park and wants to know if the culvert pipe is something they think is necessary. City Manager Lane stated that he was present at the public meeting and he picked the culvert as top priority.

No Public Comment. Councilman Contreras made a motion to accept staff's recommendation. The motion was seconded by Vice Mayor Covel with a unanimous aye vote.

#### **PUBLIC COMMENT:**

Calandra Farmer stated she was crowned Miss Blythe on October 2<sup>nd</sup> and due to some recent events she resigned from her crown. She feels that after what happened she was wronged and would like to tell her side of the story. A few days ago she missed one meeting and she was talked to like she was irresponsible and was told they have never had a Miss Blythe like her. They gave me a chance to talk to them and there were three people there. She feels she was coerced into giving up her crown over one thing. It was an exaggeration and over reaction. She proved she was able to handle the responsibility, she showed up when she was supposed to. After we agreed we were going to give up my crown they asked me to say it was due to personal reasons. My personal reason was the inappropriate conversation because I was late and they asked me to say that. I agreed but after today someone approached her at her job and said Mr. Shipley had said I couldn't handle my responsibilities because I was a foster child and I feel that is inappropriate. I wanted to come here to night to clear the air.

Councilman Galvan asked along with Mr. Shipley who the other two who spoke to her. Ms. Farmer stated that Beverly Mays had told her that Mr. Shipley approached her at the post office and said I wanted to tell you before it got out in the paper and as a leader of the black community. The other two people at the house were Derek and Mickey Copple. They asked her to reevaluate her position as Miss Blythe because she was late. She doesn't think it's fair to give her scholarship money away after all the hard work I put in over an overreaction.

Mayor DeConinck asked if she was given the choice to resign. Ms. Farmer stated that they gave her the choice and explained to her that the previous Miss Blythe's were able to be seen at the Blue Grass Festival at 9am in the morning but they know that I work 8-5.

Vice Mayor Covel stated that I don't want you to think that we are ignoring you because we don't have an answer for you but this is the first time we are hearing about this and now we can go figure it out and try to address it. She asked if there was a handbook that says what is required of you or not. Ms. Farmer stated the only thing in writing was a schedule. She suggested that Ms. Farmer call the Chamber and tell them you have changed your mind and do not want to resign and also thanked her for brining this to the Council's attention.

Mayor DeConinck asked when she resigned. Ms. Farmer stated she resigned four days ago. Mayor DeConinck stated he respects her for coming up and thanked her for her comments.

Councilman Galvan asked if we should set up a Committee of two Council members to discuss this with the Chamber. City Manager Lane stated that any one or two of you can do that individually but does not suggest the Mayor appoint a committee tonight because it's not on the Agenda.

Beverly Mays of 1217 W. Wisconsin wanted to confirm her conversation today with Mr. Shipley. She was approached at the post office because he wanted to make her aware before I saw it in the PV Times that the young lady had given her crown up and felt that one of the reasons may have been because of her background that she was a foster child and maybe she couldn't handle this position.

Larry Williams of 1200 Lewis Rd. stated that this is a bad situation. Our Chamber should have better ethics and morals than what it has today. Two years ago the same kind of stuff, discrimination against people it happened. Today that is why we have a Good Samaritan at the Chamber. This young lady ran and she won and now she has to quit under duress. They harassed her and talked to her bad and defamed her. This is our Chamber, the Blythe Chamber doing this. You should have something to say about this because it is wrong. She didn't have anyone standing beside her. Most of the girls that ran were late; we all have problems and have been late on occasion. They are taking her and bring her into a room and talked bad to her and tell her she is adopted and not fit. That is wrong and everyone in here knows it's wrong. If something is not done about this it is going to be a mess in this town. She is the first black Miss Blythe, that's history. We are going to get Copple and this other man that has been on the Chamber a long time and they doing this type of stuff? No, tomorrow I will talk to them. It is wrong. If we don't stop this it's a black mark on the community.

Vice Mayor Covel asked how old Ms. Farmer was. She stated she is 21 years old.

#### **EXECUTIVE SESSION:**

Labor Negotiations, Pursuant to Government Code Section 54957.6, Mid-Management Unit. No reportable action.

Labor Negotiations, Pursuant to Government Code Section 54957.6, Laborers Local 1184 Unit. No reportable action.

Labor Negotiations, Pursuant to Government Code Section 54957.6, Sworn Unit. No reportable action.

Labor Negotiations, Pursuant to Government Code Section 54957.6, Non Sworn Unit. No reportable action.

#### ADJOURN:

The City Council Meeting was adjourned at 8:55pm.

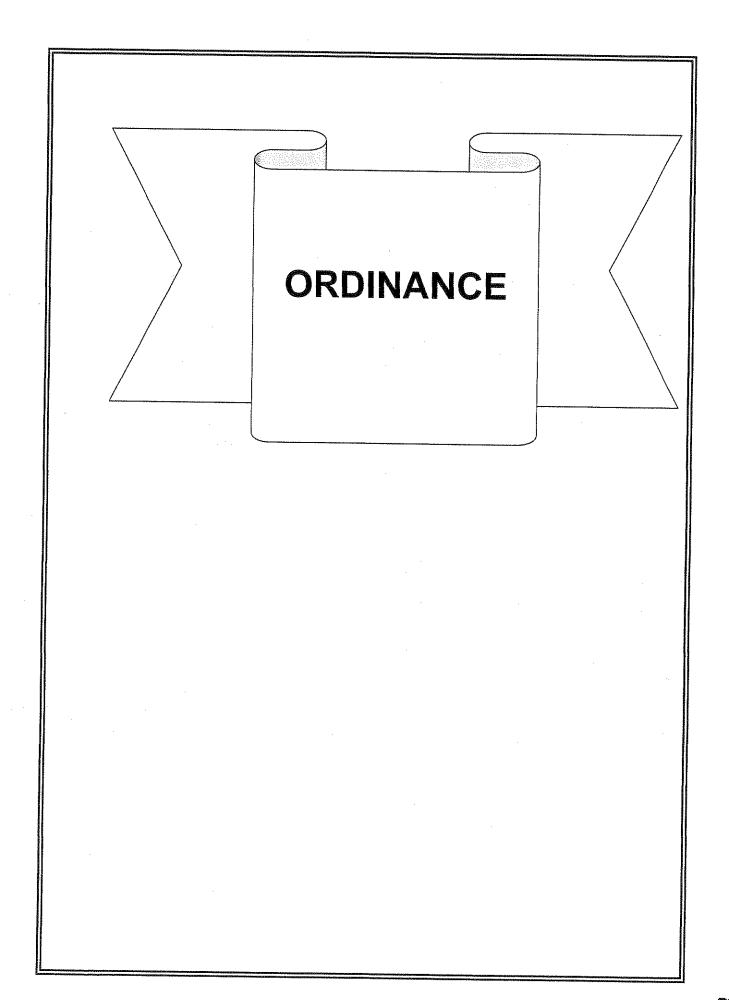
ATTEST:	Joseph DeConinck, Mayor
Mallory Sutterfield, City Clerk	

# CITY OF BLYTHE FIRE DEPARTMENT MONTHLY INCIDENT AND ACTIVITY REPORT OCTOBER 2010

Incident	<u>Total</u>
Brush, Grass, Leaves, Tree	2
Arcing Electric Equipment	. 1
Trash, Rubbish	2
Unknown Odor	1
Appliances	1
Haystack	
Controlled Burn	1
Total # of Incidents	9
Activity	·
Drills	. 1
Staff Meeting	. 1
Standby at Races	2
Fire Pervention Week	7
Training	7
Total Activities	18

Respectfully Submitted

Billy Kem, Fire Chief





# CITY OF BLYTHE CITY COUNCIL MEETING

#### STAFF REPORT

**MEETING DATE:** 

November 23, 2010

SUBJECT:

Adoption of the 2010 California Codes

PRESENTED BY:

Darrell Covel, Chief Building Inspector

PREPARED BY:

Michelle Van Dyke, Permit Technician

**RECOMMENDATION:** It is recommended that the City Council:

1. Hold the first reading of Ordinance No. 846-10 adopting the 2010 California Codes.

FISCAL IMPACT: No direct fiscal impact.

**BACKGROUND:** On July 1, 2010, the California Building Standards Commission (CBSC) published the 2010 Edition of Title 24, Parts 1-6 and 8-12; effectively adopting new building codes. Under CBSC mandate, jurisdictions have 180 days after publication to adopt the new codes. Pursuant to the State of California's mandated adoption of the 2010 California Codes, the Development Services staff is requesting amendments of the Blythe Municipal Code, Title 15 and Title 17.

STAFF REPORT: The City of Blythe enforces the Building Codes under Title 15, Buildings and Construction, and Title 17, Zoning, of the Blythe Municipal Code. Updates were made to Titles 15 and 17 in adopting the 2010 California Codes and grammatical corrections inserted as needed. The chapters in those titles that have been completely stricken include:

Chapter 15.04.012 Adopted by Reference – Appendix Chapter 1, Administration
This Appendix has been deleted from the California Building Code and has become a part of Chapter 1 of that same code.

#### Chapter 15.22 CABO One and Two Family Dwelling Code

This code has been replaced, by the International Residential Code, which California has used to create the 2010 California Residential Code. As such, this chapter has been removed.

#### ATTACHMENTS:

- 1. Ordinance No. 846-10 with Amended Title 15 and Amended Title 17, Chapter 17.52
- 2. Title 15 with additions, deletions and corrections
- 3. Title 17, Chapter 17.52 with additions, deletions and corrections

#### ORDINANCE NO. <u>846-10</u>

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLYTHE AMENDING TITLE 15, BUILDINGS AND CONSTRUCTION, AND TITLE 17, ZONING, OF THE BLYTHE MUNICIPAL CODE

WHEREAS, on July 1, 2010, the California Building Standards Commission (CBSC) published the 2010 Edition of Title 24, Parts 1-6 and 8-12, effectively adopting new building codes ("2010 California Building Code"); and

WHEREAS, under Building Standards Commission mandate, jurisdictions have 180 days after publication in Title 24 to adopt the new codes; and

WHEREAS, state law requires the adopting local government to make express findings that modifications and changes are necessary before enacting said modifications and changes; and

WHEREAS, the City Council of Blythe expressly finds that amendments to the 2010 California Building Code, adopted by reference, are reasonable and necessary because of local climatic, geological, and topographical conditions within the City of Blythe and the Palo Verde Valley.

- A. The Palo Verde Valley experiences summer temperatures exceeding 110° Fahrenheit. Adverse climatic conditions increase the likelihood that children will attempt to gain entry into a pool area. The higher fence height, gate-opening hardware height and requirement for permits for pools of a specific size have been found to be necessary to safeguard the public from unnecessary drownings.
- **B.** The Palo Verde Valley experiences severe Santa Ana winds and storms creating wind gusts of 80 miles per hour. Those conditions could topple an unsafely constructed fence and injure the public.

WHEREAS, other modifications are of an administrative or procedural nature and concern themselves with subjects that are not covered by the codes but are reasonably necessary to safeguard life and property within the City of Blythe.

WHEREAS, the purpose of this Ordinance is to: 1) adopt by reference the new 2010 California Building Codes; 2) authorize changes, deletions, and restructuring of this Title to make it conform with the new California Codes; and, 3) amend certain provisions of the 2010 California Building Code as necessary for local climatic, geological, and topographical conditions.

**NOW THEREFORE**, the City Council of the City of Blythe does ordain as follows:

Section 1: The City Council of the City of Blythe does hereby adopt by reference the 2010 California Building Code by amending Title 15 of the Blythe Municipal Code Sections 15.02.010, 15.04.010, 15.04.011, 15.04.013, 15.04.014, 15.04.015, 15.10.010, 15.10.020, 15.10.030, 15.12.010, 15.16.010, 15.20.010, 15.24.010, 15.24.020, 15.24.040, 15.24.070, 15.24.080, 15.24.110, 15.32.010 and 15.58.010; and creating Sections 15.06.010, 15.06.020, 15.06.030, 15.08.010, 15.08.020, 15.08.030, 15.08.040, 15.18.010, 15.18.020, 15.18.030, 15.26.010, 15.26.020, 15.26.030, 15.28.010, 15.28.020, 15.28.030, 15.30.010, 15.30.020 and 15.30.030; and deleting Sections 15.04.012 and 15.22.010. Amendment to Title 15 of the Blythe Municipal Code is attached to this ordinance and is incorporated as though fully contained herein.

Section 2: The City Council of the City of Blythe does hereby amend Title 17 of the Blythe Municipal Code by amending Section 17.52.020. Amendment to Title 17 of the Blythe Municipal Code is attached to this ordinance and is incorporated as though fully contained herein.

Section 3: Severability. If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by the decision of a court of competent jurisdiction, such decision will not affect the validity of the remaining portions of the ordinance. The City Council for the City of Blythe hereby declares that is would have passed this ordinance, and each section, subsection, clause sentence or phrase thereof, irrespective of the fact that any one or more other sections, subsections, clauses, sentences or phrases may be declared invalid or unconstitutional.

<u>Section 4</u>: The City Clerk shall certify to the passage hereof, and cause it to be posted as required by law. This ordinance shall take effect thirty days after its passage and adoption.

PASSED, APPROVED AND ADOPTED following called vote to wit:	this	<sup>th</sup> day	y of Decen	iber, 20	10, by
AYES:					
NOES:					
ABSENT:					
	Joseph De	econin	ck, Mayor		
ATTEST:					
Mallory Sutterfield, City Clerk				(SE	AL)

the

#### Title 15 BUILDINGS AND CONSTRUCTION Chapters:

15.02 Uniform Administrative Code

15.04 California Building Code

15.06 California Administrative Code

15.08 California Residential Code

15.10 California Electrical Code

15.12 California Mechanical Code

15.14 Uniform Solar Energy Code

15.16 California Plumbing Code

15.18 California Green Building Standards Code

15.20 Uniform Housing Code

15.24 California Fire Code

15.26 California Referenced Standards Code

15.28 California Historical Building Code

15.30 California Existing Building Code

15.32 Uniform Code for Abatement of Dangerous **Buildings** 

15.40 Arcade, Marquees and Canopies

15.58 California Energy Code

15.60 Penalty for Violation

#### Chapter 15.02 UNIFORM ADMINISTRATIVE CODE

#### Sections:

15.02.010 Adopted by reference.

15.02.030 Administrative provisions.

15.02.040 Owner's permit.

15.02.050 Building permits.

#### 15.02.010 Adopted by reference.

The Uniform Administrative Code, 1997 Edition, published and copyrighted in 1997 by the International Conference of Building Officials, including its indices, appendices and standards, one copy of which is on file in the office of the City Clerk, being marked and designated as "Uniform Administrative Code, 1997 Edition," is made a public record of the City and is adopted and made a part of this chapter, as if fully set out in this chapter; and each and all of the provisions. conditions and terms therein contained are referred to, adopted and made a part of this chapter; except as hereinafter expressly provided.

#### 15.02.030 Administrative provisions.

Where any of the administrative provisions of the adopted codes of this chapter are in conflict with the Uniform Administrative Code, 1997 Edition, the Uniform Administrative Code, 1997 Edition, shall govern.

#### 15.02.040 Owner's permit.

Any permit required under the codes adopted in Title 15 of the Blythe Municipal Code may be issued to an owner to do any work regulated by Title 15 in a single-

family dwelling or duplex, or commercial building, including the usual accessory buildings and quarters in connection with such buildings, in the event that any such person is the bona fide owner of any such dwelling and accessory buildings. However, any electrical or plumbing work done in structure that is not the bona fide residence of the owner shall be done by a licensed contractor. Said owner shall comply with the requirements of workman's compensation and insurance when hiring individuals. Nothing in this section shall be construed to exempt owners from complying with all other standards of the codes herein adopted.

#### 15.02.050 Building permits.

Section 301.2.1 of the 1997 Uniform Administrative Code is amended:

A building permit shall be required for the following:

1. All lot-line perimeter fencing

2. All lot-line perimeter retaining walls

#### Chapter 15.04 CALIFORNIA BUILDING CODE

#### Sections:

15.04.010 Adopted by reference.

15.04.011 Swimming pool barriers.

15.04.012 Adopted by reference.

15.04.013 Building permits.

15.04.014 Swimming pool permits.

15.04.015 Findings.

15.04.016 Fence--Required.

15.04.017 Fence-Self-closing, self-latching devices required on gates and doors.

15.04.018 Owner's permit.

15.04.020 Provisions construed as restatements. 15.04.030 Effect on permits issued under repealed ordinances.

#### 15.04.010 Adopted by reference.

The California Building Code, Title 24, Part 2, 2010 Edition, Volumes I and II, including appendices F and I, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Building Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.04.011 Swimming pool barriers.

Section 3118B of the 2010 California Building Code is amended to read:

1. The enclosure shall have a minimum effective perpendicular height of 6 feet as measured from the outside.

Section 3118B.2 of the 2010 California Building Code is amended to read:

1.... Hand-activated door- or gate-opening hardware shall be located at least 54 inches from the bottom of the gate.

#### 15.04.013 Building permits.

Section 105.2 of the 2010 California Building Code, Volume 1, is amended:

A building permit shall be required for the following:

- 1. All lot-line perimeter fencing
- 2. All lot-line perimeter retaining walls

#### 15.04.014 Swimming pool permits.

Section 105.2, subsection 9, of the 2010 California Building Code, Volume 1, is amended to read: 9. Prefabricated swimming pools accessory to a Group R-3 occupancy that are less than 18 inches (610 mm) deep, do not exceed fifty square feet and are installed entirely above ground.

#### 15.04.015 Findings.

For the purposes of this chapter, the following definition shall apply: "Outdoor swimming pool" means any pool over eighteen inches in depth or with a surface area exceeding fifty square feet, used or intended to be used for swimming or bathing, which is open on any one side or at the top.

The City Council finds that there are a number of outdoor swimming pools within the city and that the operation or maintenance of the same without adequate protective measures constitutes a severe hazard to the safety of the citizens of the city, and particularly to small children.

#### 15.04.016 Fence--Required.

Every person in possession of land within the city, as either owner, purchaser, lessee, tenant or licensee. upon which is situated an outdoor swimming pool, shall at all times maintain on the lot or premises upon which such outdoor swimming pool is located and completely surrounding such pool, or completely surrounding the lot or premises upon which such pool is located, a fence or other solid structure not less than six feet in height, and having no opening therein, other than doors or gates as provided for in Section 15.04.017, larger than four inches in any dimension. except that a picket fence may be erected and maintained having no horizontal dimension between any of the pickets in excess of four inches. Such fence or other solid structure shall be constructed so as to prevent any person, including small children, from

crawling or passing through, under or over the same, except at doors or gates therein.

# 15.04.017 Fence--Self-closing, self-latching devices required on gates and doors.

All doors or gates opening through the fence or other solid structure required by Section 15.04.016, shall, at all times, be equipped with a self-closing and self-latching device designed to keep and capable of keeping such door or gate securely closed at all times when such door or gate is not in actual use. Any door of any dwelling occupied by human beings and forming any part of the solid enclosure referred to in the preceding section need not be equipped with the self-closing and self-latching device required by this section if the door is equipped with an audible warning system which sounds continuously for a minimum of thirty seconds immediately after the door is opened and resets within fifteen seconds.

The self-closing and self-latching device referred to in this section shall be placed at least three feet nine inches above the ground, or shall be so designed and installed as to be inaccessible to small children.

#### 15.04.018 Owner's permit.

Any permit required under the codes adopted in Title 15 of the Blythe Municipal Code may be issued to an owner to do any work regulated by Title 15 in a single-family dwelling or duplex, or commercial building, including the usual accessory buildings and quarters in connection with such buildings, in the event that any such person is the bona fide owner of any such dwelling and accessory buildings.

However, any electrical or plumbing work done in structure that is not the bona fide residence of the owner shall be done by a licensed contractor. Said owner shall comply with the requirements of workman's compensation and insurance when hiring individuals. Nothing in this section shall be construed to exempt owners from complying with all other standards of the codes herein adopted.

#### 15.04.020 Provisions construed as restatements.

The provisions of the California Building Code, adopted by reference in Section 15.04.010, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as restatements and continuations thereof and not as new enactments.

# 15.04.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Building Code, adopted by reference in Section 15.04.010, require permits similar to permits required under ordinances repealed by the ordinance codified in this chapter,

permits issued under the repealed ordinances shall continue in full force and effect as if issued under the provisions of this chapter.

# Chapter 15.06 CALIFORNIA ADMINISTRATIVE CODE

#### Sections:

15.06.010 Adopted by reference.

15.06.020 Provisions construed as restatements.

15.06.030 Effect on permits issued under repealed ordinances.

#### 15.06.010 Adopted by reference.

The California Administrative Code, Title 24, Part 1, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Administrative Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.06.020 Provisions construed as restatements.

The provisions of the California Administrative Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.06.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Administrative Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

# Chapter 15.08 CALIFORNIA RESIDENTIAL CODE

#### Sections:

15.08.010 Adopted by reference.

15.08.020 Fence Permit Required

15.08.030 Provisions construed as restatements.

15.08.040 Effect on permits issued under repealed ordinances.

#### 15.08.010 Adopted by reference.

The California Residential Code, Title 24, Part 2.5, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Residential Code, 2010 Edition," is made a public record of the City and is adopted and made a part of

this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.08.020 Building permits.

Section R105.2 the 2010 California Residential Code is amended:

A building permit shall be required for the following:

- 1. All lot-line perimeter fencing
- 2. All lot-line perimeter retaining walls

#### 15.08.030 Provisions construed as restatements.

The provisions of the California Residential Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.08.040 Effect on permits issued under repealed ordinances.

Where the provisions of the California Residential Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

# Chapter 15.10 CALIFORNIA ELECTRICAL CODE

#### Sections:

15.10.010 Adopted by reference.
15.10.020 Provisions construed as restatements.
15.10.030 Effect on permits issued under repealed.

ordinances.

#### 15.10.010 Adopted by reference.

The California Electrical Code, Title 24, Part 3, 2010 Edition, including Annex Chapters A, B, C, D, E, F and G, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Electrical Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter; and each and all of the provisions, conditions and terms therein contained are referred to, adopted and made part of this chapter except as hereinafter expressly provided.

#### 15.10.020 Provisions construed as restatements.

The provisions of the California Electrical Code, 2010 Edition, as adopted by Section 15.10.010, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as restatements and continuations of such provisions and are not as new enactments.

# 15.10.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Electrical Code, 2010 Edition, adopted by Section 15.10.010, requires permits similar to permits required under ordinances repealed by the ordinance codified in this chapter, or prior California Electrical Codes, permits issued shall continue in full force and effect as if issued under the provisions of this chapter.

# Chapter 15.12 CALIFORNIA MECHANICAL CODE

#### Sections:

15.12.010 Adopted by reference.
15.12.020 Provisions construed as restatements.
15.12.030 Effect on permits issued under repealed ordinances.

#### 15.12.010 Adopted by reference.

The California Mechanical Code, Title 24, Part 4, 2010 Edition, including Chapter 1, Division II, and appendices A, B, C and D, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Mechanical Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.12.020 Provisions construed as restatements.

The provisions of the California Mechanical Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.12.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Mechanical Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### Chapter 15.14 UNIFORM SOLAR ENERGY CODE

#### Sections:

15.14.010 Adoption.

#### 15.14.010 Adoption.

The city adopts the Uniform Solar Energy Code, 2006 Edition, as promulgated by the International Association of Plumbing and Mechanical Officials.

# Chapter 15.16 CALIFORNIA PLUMBING CODE

#### Sections:

15.16.010 Adopted by reference.

#### 15.16.010 Adopted by reference.

The California Plumbing Code, Title 24, Part 5, 2010 Edition, including Chapter 1, Division II, and appendices A, B, D, G, I and K, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Plumbing Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter; and each and all of the provisions, conditions, and terms therein contained are referred to, adopted and made a part of this chapter, except as hereinafter expressly provided.

# Chapter 15.18 CALIFORNIA GREEN BUILDING STANDARDS CODE

#### Sections:

15.18.010 Adopted by reference.15.18.020 Provisions construed as restatements.15.18.030 Effect on permits issued under repealed ordinances.

#### 15.18.010 Adopted by reference.

The California Green Building Standards Code, Title 24, Part 11, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Green Building Standards Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.18.020 Provisions construed as restatements.

The provisions of the California Green Building Standards Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.18.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Green Building Standards Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### Chapter 15.20 UNIFORM HOUSING CODE

#### Sections:

15.20.010 Adopted by reference.

#### 15.20.010 Adopted by reference.

The Uniform Housing Code, 1997 Edition, published and copyrighted in 1997 by the International Conference of Building Officials, including its indices and appendices, one copy of which is on file in the office of the City Clerk, being marked and designated as "Uniform Housing Code, 1997 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### Chapter 15.24 CALIFORNIA FIRE CODE

#### **Sections:**

15.24.010 Adopted by reference.

15.24.020 Definitions and appointments.

15.24.040 District limits--Storage of flammable or combustible liquids in outside aboveground tanks. 15.24.070 Appeals.

15.24.080 New materials, processes or occupancies which may require permits.

15.24.090 Penalty for violation.

15.24.110 Issuance of citations by designated officers.

#### 15.24.010 Adopted by reference.

The California Fire Code, Title 24, Part 9, 2010 Edition, including Appendix Chapter 4, and appendices B, BB, C, CC, D, F, H and I, as adopted by the State of California one copy of which is on file in the office of the City Clerk, being marked and designated as "California Fire Code, 2010 Edition," is made a public record of the City and is adopted and

made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, condition, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.24.020 Definitions and appointments.

- A. Wherever the term "corporation counsel" is used in the California Fire Code, it shall be held to mean the attorney for the city of Blythe.
- B. Wherever the word "jurisdiction" is used in the California Fire Code, it shall be held to mean the City of Blythe.
- C. All references in the California Fire Code to the word Chief of the Fire Department shall be construed under this chapter to refer to the Fire Marshal.
- D. All references in the California Fire Code relating to the fire prevention bureau shall be construed to mean the department of Development Services.
- E. The Fire Marshal shall be appointed by the City Manager.

# 15.24.040 District limits—Storage of flammable or combustible liquids in outside aboveground tanks.

A. The limits referred to in Section 3404.2.9.6.1 of the California Fire Code, 2010 Edition, in which storage of flammable or combustible liquids in outside aboveground tanks is prohibited, is established as follows: Prohibited in R-E, R-L-1, R-L-1-72, R-L-2, R-M-L, R-M, R-H, C-N, A, P-D, S-P-R, R-R, P-Q-P, R/M-H, C-C and C-G zones as defined in Title 17 and as may be subsequently amended. Aboveground tanks as referred to in Section 3404.2.9.6.1 of the 2010 California Fire Code may be allowed in I-S and I-G zones with a conditional use permit.

B. Aboveground tanks for waste oil and hydrocarbon contamination removal, meeting city standards may be allowed with a conditional use permit in C-C, C-G, I-S and I-G zones, provided they do not exceed three hundred gallons in size and are adequately protected and screened.

#### 15.24.070 Appeals.

Whenever the Fire Marshal disapproves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Fire Marshal to the City Council within thirty days of the decision.

# 15.24.080 New materials, processes or occupancies which may require permits.

The Director of Development Services and the Fire Marshal shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies which shall require permits, in addition to those now enumerated in the code. ICC, National Recognized Testing Labs and the state of California approvals where applicable shall be guidelines for approval. The Fire Marshal shall post in his office, and distribute to interested parties copies of approved new materials, processes or occupancies.

#### 15.24.090 Penalty for violation.

A. Any person who violates any of the provisions of the code adopted by this chapter, or fails to comply therewith, or who violates or fails to comply with any order made under such code, or who builds in violation of any detailed statement of specifications or plans submitted and approved under such code, or any certificate or permit issued under such code, and from which no appeal has been taken, or who fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter, shall severally for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable by a fine of not more than three hundred dollars or by imprisonment for not more than ninety days or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

B. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

# 15.24.110 Issuance of citations by designated officers.

Officers of the City who have discretionary duty to enforce a statute or ordinance are authorized to, pursuant to Penal Code Section 836.5 and subject to the provisions of this section, arrest a person without a warrant whenever any such officer has reasonable cause to believe that the person to be arrested has committed a violation of the Blythe Municipal Code or applicable state codes in the officer's presence which he or she has the discretionary duty to enforce and to issue a notice to appear and to release such person on the person's written promise to appear in court. Officers of the City shall not be allowed by their superiors to exercise the arrest and citation authority herein conferred, unless such officer is within a classification of City Officer designated by resolution of the City Council to exercise such arrest and citation authority.

# Chapter 15.26 CALIFORNIA REFERENCED STANDARDS CODE

#### Sections:

15.26.010 Adopted by reference.15.26.020 Provisions construed as restatements.15.26.030 Effect on permits issued under repealed ordinances.

#### 15.26.010 Adopted by reference.

The California Referenced Standards Code, Title 24, Part 12, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Referenced Standards Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.26.020 Provisions construed as restatements.

The provisions of the California Referenced Standards Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.26.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Referenced Standards Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

# Chapter 15.28 CALIFORNIA HISTORICAL BUILDING CODE

#### **Sections:**

15.28.010 Adopted by reference.15.28.020 Provisions construed as restatements.15.28.030 Effect on permits issued under repealed ordinances.

#### 15.28.010 Adopted by reference.

The California Historical Building Code, Title 24, Part 8, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Historical Building Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and

made a part of this chapter except as hereinafter expressly provided.

#### 15.28.020 Provisions construed as restatements.

The provisions of the California Historical Building Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.28.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Historical Building Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

# Chapter 15.30 CALIFORNIA EXISTING BUILDING CODE

#### **Sections:**

15.30.010 Adopted by reference.15.30.020 Provisions construed as restatements.15.30.030 Effect on permits issued under repealed ordinances.

#### 15.30.010 Adopted by reference.

The California Existing Building Code, Title 24, Part 10, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Existing Building Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.30.020 Provisions construed as restatements.

The provisions of the California Existing Building Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.30.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Existing Building Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### Chapter 15.32 UNIFORM CODE FOR ABATEMENT OF DANGEROUS BUILDINGS

#### Sections:

15.32.010 Adopted by reference.

#### 15.32.010 Adopted by reference.

The Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition, published and copyrighted in 1997 by the International Conference of Building Officials, including its indices and appendices, one copy of which is on file in the office of the City Clerk, being marked and designated as "Uniform Code for Abatement of Dangerous Buildings, 1997 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### Chapter 15.40 ARCADE, MARQUEES AND CANOPIES

#### Sections:

15.40.010 Minimum height. 15.40.020 Support columns. 15.40.030 Down spouts required. 15.40.040 Penalty for violation.

#### 15.40.010 Minimum height.

No arcade, marquee or canopy shall be erected within the city unless, at its lowest altitude, or that of any fixture suspended therefrom, it is of a minimum height of eight and one-half feet above the sidewalk.

#### 15.40.020 Support columns.

Any arcade, marquee or canopy which extends from the building line to the outer edge of the sidewalk shall be supported by columns of incombustible material, imbedded at the outer edge of the sidewalk.

#### 15.40.030 Down spouts required.

The roof of any arcade, canopy or marquee shall be sloped to down spouts, which down spouts shall be installed so as to conduct any drainage under the sidewalk and parkway to the street.

#### 15.40.040 Penalty for violation.

Any person, firm or corporation violating any of the provisions of this chapter is guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than three hundred dollars, or by imprisonment in the county jail of Riverside County

for a period of not more than ninety days, or by both such fine and imprisonment.

#### Chapter 15.58 CALIFORNIA ENERGY CODE

#### Sections:

15.58.010 Adopted by reference.

#### 15.58.010 Adopted by reference.

The California Energy Code, Title 24, Part 6, 2010 Edition, including its appendices, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Energy Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter except as hereinafter expressly provided.

#### Chapter 15.60 PENALTY FOR VIOLATION

#### Sections:

15.60.010 Penalty for violation.

#### 15.60.010 Penalty for violation.

Any person violating any of the provisions of this title, whether acting for themselves, or as the agent or servant of any person, firm or corporation, shall upon conviction thereof be subject to a fine of not more than three hundred dollars or by imprisonment of not more than ninety days, or by both such fine and imprisonment. Each day that a violation of Title 15 is continued or permitted to exist without compliance, shall constitute a separate offense punishable upon conviction in the manner prescribed in this section.

#### Title 17 ZONING

Chapter 17.52 FUEL DISPENSING AND STORAGE

Sections:

17.52.010 - Applicability.

17.52.020 - Performance standards.

#### 17.52.010 - Applicability.

The provisions set out in this chapter shall be the minimum standards for fuel dispensing facilities (service stations) granted a conditional use permit for gasoline dispensing and storage in the C-N zone, and may be used for the granting of a conditional use permit in the C-C (community commercial) and C-G (general commercial) zones for the dispensing and storage of propane.

#### 17.52.020 - Performance standards.

All activities involving, the installation of facilities for, and all storage of, flammable and explosive materials shall be in compliance with Chapter 34 Flammable and Combustible Liquids of the 2010 California Fire Code as adopted by reference, Chapter 15 of the City of Blythe Municipal Code.

# Title 15 BUILDINGS AND CONSTRUCTION Chapters:

15.02 Uniform Administrative Code

15.04 California Building Code

15.06 California Administrative Code

15.08 California Residential Code

15.10 California Electrical Code

15.12 California Mechanical Code

15.14 Uniform Solar Energy Code

15.16 California Plumbing Code

15.18 California Green Building Standards Code

15.20 Uniform Housing Code

15.22 CABO One and Two Family Dwelling Code

15.24 California Fire Code

15.26 California Referenced Standards Code

15.28 California Historical Building Code

15.30 California Existing Building Code

15.32 Uniform Code for Abatement of Dangerous Buildings

15.40 Arcade, Marquees and Canopies

15.58 California Energy Code

15.60 Penalty for Violation

#### Chapter 15.02 UNIFORM ADMINISTRATIVE CODE

#### Sections:

15.02.010 Adopted by reference.

15.02.030 Administrative provisions.

15.02.040 Owner's permit.

15.02.050 Building permits.

#### 15.02.010 Adopted by reference.

The Uniform Administrative Code, 1997 Edition, published and copyrighted in 1997 by the International Conference of Building Officials, including its indices, appendices and standards, one copy of which is on file in the office of the <u>City Clerk</u>, being marked and designated as "Uniform Administrative Code, 1997 Edition," is made a public record of the <u>City</u> and is adopted and made a part of this chapter, as if fully set out in this chapter; and each and all of the provisions, conditions and terms therein contained are referred to, adopted and made a part of this chapter; except as hereinafter expressly provided.

#### 15.02.030 Administrative provisions.

Where any of the administrative provisions of the adopted codes of this chapter are in conflict with the Uniform Administrative Code, 1997 Edition, the Uniform Administrative Code, 1997 Edition, shall govern.

#### 15.02.040 Owner's permit.

Any permit required under the codes adopted in Title 15 of the Blythe Municipal Code may be issued to an owner to do any work regulated by Title 15 in a single-family dwelling or duplex, or commercial building, including the usual accessory buildings and quarters in connection with such buildings, in the event that any such person is the bona fide owner of any such dwelling and accessory buildings. However, any electrical or plumbing work done in structure that is not the bona fide residence of the owner shall be done by a licensed contractor. Said owner shall comply with the requirements of workman's compensation and insurance when hiring individuals. Nothing in this section shall be construed to exempt owners from complying with all other standards of the codes herein adopted.

#### 15.02.050 Building permits.

Section 301.2.1 of the 1997 Uniform Administrative Code is amended:

A building permit shall be required for the following:

1. All lot-line perimeter fencing

2. All lot-line perimeter retaining walls

# Chapter 15.04 CALIFORNIA BUILDING CODE

#### Sections:

15.04.010 Adopted by reference.

15.04.011 Swimming pool barriers.

15.04.012 Adopted by reference.

15.04.013 Building permits.

15.04.014 Swimming pool permits.

15.04.015 Findings.

15.04.016 Fence-Required.

15.04.017 Fence-Self-closing, self-latching devices required on gates and doors.

equiled on gates and doors.

15.04.018 Owner's permit.

15.04.020 Provisions construed as restatements.

15.04.030 Effect on permits issued under repealed ordinances.

#### 15.04.010 Adopted by reference.

The California Building Code, <u>Title 24</u>, <u>Part 2</u>, <u>2007</u> <u>2010</u> Edition, Volumes I and II, including <u>indices and</u> appendices <u>F and I</u>, <u>as adopted by the State of California</u>, one copy of which is on file in the office of the <u>City Clerk</u>, being marked and designated as "California Building Code, <u>2007</u> <u>2010</u> Edition," is made a public record of the <u>City</u> and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.04.011 Swimming pool barriers.

Section 3118B of the <u>2007</u> <u>2010</u> California Building Code is amended to read:

1. The enclosure shall have a minimum effective perpendicular height of 6 feet as measured from the outside.

3. . . . Horizontal members shall be spaced at least 45 inches apart.

Section 3118B.2 of the <u>2007</u> <u>2010</u> California Building Code is amended to read:

1. . . . Hand-activated door- or gate-opening hardware shall be located at least 54 inches from the bottom of the gate.

#### 15.04.012 Adopted by reference.

Appendix Chapter 1. Administration, of the 2007
California Building Code, Volume 2, one copy of
which is on file in the office of the city clerk, being
marked and designated as "California Building Code,
2007 Edition, Volume 2" is made a public record of
the city and is adopted and made a part of this chapter
as if fully set out in this chapter, and each and all of
the provisions, conditions, and terms therein contained
are referred to, adopted and made a part of this
chapter except as hereinafter expressly provided.

#### 15.04.013 Building permits.

Section 105.2 of <u>Appendix Chapter 1, located in</u> the  $\underline{2007}$   $\underline{2010}$  California Building Code, Volume  $\underline{21}$ , is amended:

A building permit shall be required for the following:

- 1. All lot-line perimeter fencing
- 2. All lot-line perimeter retaining walls

#### 15.04.014 Swimming pool permits.

Section 105.2, subsection 9, of <u>Appendix Chapter 1</u>, <u>located in</u> the <u>2007 2010</u> California Building Code, Volume <u>2</u> 1, is amended to read:

9. Prefabricated swimming pools accessory to a Group R-3 occupancy that are less than 18 inches (610 mm) deep, do not exceed fifty square feet and are installed entirely above ground.

#### 15.04.015 Findings.

For the purposes of this chapter, the following definition shall apply: "Outdoor swimming pool" means any pool over eighteen inches in depth or with a surface area exceeding fifty square feet, used or intended to be used for swimming or bathing, which is open on any one side or at the top.

The <u>City Council</u> finds that there are a number of outdoor swimming pools within the city and that the operation or maintenance of the same without adequate protective measures constitutes a severe hazard to the safety of the citizens of the city, and particularly to small children.

#### 15.04.016 Fence-Required.

Every person in possession of land within the city, as either owner, purchaser, lessee, tenant or licensee, upon which is situated an outdoor swimming pool. shall at all times maintain on the lot or premises upon which such outdoor swimming pool is located and completely surrounding such pool, or completely surrounding the lot or premises upon which such pool is located, a fence or other solid structure not less than six feet in height, and having no opening therein, other than doors or gates as provided for in Section 15.04.017, larger than four inches in any dimension, except that a picket fence may be erected and maintained having no horizontal dimension between any of the pickets in excess of four inches. Such fence or other solid structure shall be constructed so as to prevent any person, including small children, from crawling or passing through, under or over the same, except at doors or gates therein.

# 15.04.017 Fence--Self-closing, self-latching devices required on gates and doors.

All doors or gates opening through the fence or other solid structure required by Section 15.04.016, shall, at all times, be equipped with a self-closing and self-latching device designed to keep and capable of keeping such door or gate securely closed at all times when such door or gate is not in actual use. Any door of any dwelling occupied by human beings and forming any part of the solid enclosure referred to in the preceding section need not be equipped with the self-closing and self-latching device required by this section if the door is equipped with an audible warning system which sounds continuously for a minimum of thirty seconds immediately after the door is opened and resets within fifteen seconds.

The self-closing and self-latching device referred to in this section shall be placed at least three feet nine inches above the ground, or shall be so designed and installed as to be inaccessible to small children.

#### 15.04.018 Owner's permit.

Any permit required under the codes adopted in Title 15 of the Blythe Municipal Code may be issued to an owner to do any work regulated by Title 15 in a single-family dwelling or duplex, or commercial building, including the usual accessory buildings and quarters in connection with such buildings, in the event that any such person is the bona fide owner of any such dwelling and accessory buildings.

However, any electrical or plumbing work done in structure that is not the bona fide residence of the owner shall be done by a licensed contractor. Said owner shall comply with the requirements of workman's compensation and insurance when hiring individuals. Nothing in this section shall be construed

to exempt owners from complying with all other standards of the codes herein adopted.

#### 15.04.020 Provisions construed as restatements.

The provisions of the California Building Code, adopted by reference in Section 15.04.010, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as restatements and continuations thereof and not as new enactments.

# 15.04.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Building Code, adopted by reference in Section 15.04.010, require permits similar to permits required under ordinances repealed by the ordinance codified in this chapter, permits issued under the repealed ordinances shall continue in full force and effect as if issued under the provisions of this chapter.

#### <u>Chapter 15.06</u> <u>CALIFORNIA ADMINISTRATIVE CODE</u>

#### Sections:

15.06.010 Adopted by reference.
15.06.020 Provisions construed as restatements.
15.06.030 Effect on permits issued under repealed ordinances.

#### 15.06.010 Adopted by reference.

The California Administrative Code, Title 24, Part 1, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Administrative Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.06.020 Provisions construed as restatements.

The provisions of the California Administrative Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.06.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Administrative Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### <u>Chapter 15.08</u> <u>CALIFORNIA RESIDENTIAL CODE</u>

#### Sections:

15.08.010 Adopted by reference.

15.08.020 Fence Permit Required

15.08.030 Provisions construed as restatements.

15.08.040 Effect on permits issued under repealed ordinances.

#### 15.08.010 Adopted by reference.

The California Residential Code, Title 24, Part 2.5, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Residential Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.08.020 Building permits.

Section R105.2 the 2010 California Residential Code is amended:

A building permit shall be required for the following:

1. All lot-line perimeter fencing

2. All lot-line perimeter retaining walls

#### 15.08.030 Provisions construed as restatements.

The provisions of the California Residential Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.08.040 Effect on permits issued under repealed ordinances.

Where the provisions of the California Residential Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

# Chapter 15.10 CALIFORNIA ELECTRICAL CODE

#### Sections:

15.10.010 Adopted by reference.
15.10.020 Provisions construed as restatements.
15.10.030 Effect on permits issued under repealed ordinances.

#### 15.10.010 Adopted by reference.

The California Electrical Code, *Title 24, Part 3, 2007*2010 Edition, including *its indices and appendices*Annex Chapters A, B, C, D, E, F and G, as adopted by

the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Electrical Code, 2007 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter; and each and all of the provisions, conditions and terms therein contained are referred to, adopted and made part of this chapter except as hereinafter expressly provided.

#### 15.10.020 Provisions construed as restatements.

The provisions of the California Electrical Code, <u>2007</u> <u>2010</u> Edition, as adopted by Section 15.10.010, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as restatements and continuations of such provisions and are not as new enactments.

# 15.10.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Electrical Code, <u>2007</u> <u>2010</u> Edition, adopted by Section 15.10.010, requires permits similar to permits required under ordinances repealed by the ordinance codified in this chapter, or prior California Electrical Codes, permits issued shall continue in full force and effect as if issued under the provisions of this chapter.

# Chapter 15.12 CALIFORNIA MECHANICAL CODE

#### Sections:

15.12.010 Adopted by reference.
15.12.020 Provisions construed as restatements.
15.12.030 Effect on permits issued under repealed ordinances.

#### 15.12.010 Adopted by reference.

The California Mechanical Code, *Title 24, Part 4*, 2007 2010 Edition, including *Chapter 1, Division II*, its indices and appendices A, B, C and D, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Mechanical Code, 2007 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.12.020 Provisions construed as restatements.

The provisions of the California Mechanical Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.12.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Mechanical Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### Chapter 15.14 UNIFORM SOLAR ENERGY CODE

#### Sections:

15.14.010 Adoption.

#### 15.14.010 Adoption.

The city adopts the Uniform Solar Energy Code, 2006 Edition, as promulgated by the International Association of Plumbing and Mechanical Officials.

# Chapter 15.16 CALIFORNIA PLUMBING CODE

#### Sections:

15.16.010 Adopted by reference.

#### 15.16.010 Adopted by reference.

The California Plumbing Code, <u>Title 24</u>, <u>Part 5</u>, <u>2007</u>, <u>2010</u> Edition, including <u>Chapter 1</u>, <u>Division II</u>, <u>its indices</u> and appendices <u>A</u>, <u>B</u>, <u>D</u>, <u>G</u>, <u>I and K</u>, <u>as adopted by the State of California</u>, one copy of which is on file in the office of the <u>City Clerk</u>, being marked and designated as "California Plumbing Code, <u>2007</u>, <u>2010</u> Edition," is made a public record of the <u>City</u> and is adopted and made a part of this chapter as if fully set out in this chapter; and each and all of the provisions, conditions, and terms therein contained are referred to, adopted and made a part of this chapter, except as hereinafter expressly provided.

# Chapter 15.18 CALIFORNIA GREEN BUILDING STANDARDS CODE

#### Sections:

15.18.010 Adopted by reference.
15.18.020 Provisions construed as restatements.
15.18.030 Effect on permits issued under repealed ordinances.

#### 15.18.010 Adopted by reference.

The California Green Building Standards Code, Title 24, Part 11, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Green Building Standards Code, 2010 Edition," is made a public record of the City and is

adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.18.020 Provisions construed as restatements.

The provisions of the California Green Building
Standards Code, insofar as they are substantially the
same as existing provisions relating to the same
subject matter, shall be construed as new enactments.

# 15.18.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Green Building Standards Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### Chapter 15.20 UNIFORM HOUSING CODE

#### Sections:

15.20.010 Adopted by reference.

#### 15.20.010 Adopted by reference.

The Uniform Housing Code, 1997 Edition, published and copyrighted in 1997 by the International Conference of Building Officials, including its indices and appendices, one copy of which is on file in the office of the <u>City Clerk</u>, being marked and designated as "Uniform Housing Code, 1997 Edition," is made a public record of the <u>City</u> and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### <u>Chapter 15.22</u> <u>CABO ONE AND TWO FAMILY DWELLING</u> <del>CODE</del>\*

#### Sections:

15.22.010 Adopted by reference.

\* Prior ordinance history: Ords, 569 and 637,

#### 15.22.010 Adopted by reference.

The CABO One and Two Family Dwelling Code, 1996/1997 Amendments Edition, published and copyrighted in 1997 by the International Conference of Building Officials, including its indices and appendices, one copy of which is on file in the office of the City Clerk, being marked and designated as "CABO One and Two Family Dwelling Code,

1996/1997 Amendments Edition," is made a public record of the City and is adopted and made a part of this chapter, as if fully set out in this chapter; and each and all of the provisions, conditions and terms therein contained are referred to, adopted and made a part of this chapter, except as hereinafter expressly provided.

#### Chapter 15.24 CALIFORNIA FIRE CODE

#### Sections:

15.24.010 Adopted by reference.

15.24.020 Definitions and appointments.

15.24.040 District limits—Storage of flammable or combustible liquids in outside aboveground tanks.
15.24.070 Appeals.

15.24.080 New materials, processes or occupancies which may require permits.

15.24.090 Penalty for violation.

15.24.110 Issuance of citations by designated officers.

#### 15.24.010 Adopted by reference.

The California Fire Code, <u>Title 24</u>, <u>Part 9</u>, <u>2007 2010</u> Edition, including <u>its indices and appendices Appendix Chapter 4</u>, and appendices B, BB, C, CC, D, F, H and I, as adopted by the State of California one copy of which is on file in the office of the <u>City Clerk</u>, being marked and designated as "California Fire Code, <u>2007 2010</u> Edition," is made a public record of the <u>City</u> and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, condition, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.24.020 Definitions and appointments.

- A. Wherever the term "corporation counsel" is used in the California Fire Code, it shall be held to mean the attorney for the city of Blythe.
- B. Wherever the word "jurisdiction" is used in the California Fire Code, it shall be held to mean the <u>City</u> of Blythe.
- C. All references in the California Fire Code to the word <u>Chief of the Fire Department</u> shall be construed under this chapter to refer to the Fire <u>Marshal</u>.
- D. All references in the California Fire Code relating to the fire prevention bureau shall be construed to mean the department of <u>Development Services</u>.
- E. The  $\underline{Fire\ Marshal}$  shall be appointed by the  $\underline{City}$   $\underline{Manager}$ .

# 15.24.040 District limits-Storage of flammable or combustible liquids in outside aboveground tanks.

A. The limits referred to in Section <u>3404.2.9.5.1</u> <u>3404.2.9.6.1</u> of the California Fire Code, <u>2007 2010</u> Edition, in which storage of flammable or combustible liquids in outside aboveground tanks is prohibited, <u>as</u> <u>is</u> established as follows: Prohibited in R-E, R-L-1, R-L-1-72, R-L-2, R-M-L, R-M, R-H, C-N, A, P-D, S-P-R, R-R, P-Q-P, R/M-H, C-C and C-G zones as defined in Title 17 and as may be subsequently amended. Aboveground tanks as referred to in Section <u>3404.2.9.5.1</u> <u>3404.2.9.6.1</u> of the <u>2007 2010</u> California Fire Code may be allowed in I-S and I-G zones with a conditional use permit.

B. Aboveground tanks for waste oil and hydrocarbon contamination removal, meeting city standards may be allowed with a conditional use permit in C-C, C-G, I-S and I-G zones, provided they do not exceed three hundred gallons in size and are adequately protected and screened.

#### 15.24.070 Appeals.

Whenever the <u>Fire Marshal</u> disapproves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the <u>Fire Marshal</u> to the <u>City Council</u> within thirty days of the decision.

# 15.24.080 New materials, processes or occupancies which may require permits.

The <u>Director of Development Services</u> and the <u>Fire Marshal</u> shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies which shall require permits, in addition to those now enumerated in the code. ICC, National Recognized Testing Labs and the state of California approvals where applicable shall be guidelines for approval. The <u>Fire Marshal</u> shall post in his office, and distribute to interested parties copies of approved new materials, processes or occupancies.

#### 15.24.090 Penalty for violation.

A. Any person who violates any of the provisions of the code adopted by this chapter, or fails to comply therewith, or who violates or fails to comply with any order made under such code, or who builds in violation of any detailed statement of specifications or plans submitted and approved under such code, or any certificate or permit issued under such code, and from which no appeal has been taken, or who fails to comply with such an order as affirmed or modified by the city council or by a court of competent jurisdiction, within the time fixed in this chapter, shall severally for

each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable by a fine of not more than three hundred dollars or by imprisonment for not more than ninety days or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

B. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

# 15.24.110 Issuance of citations by designated officers.

Officers of the City who have discretionary duty to enforce a statute or ordinance are authorized to, pursuant to Penal Code Section 836.5 and subject to the provisions of this section, arrest a person without a warrant whenever any such officer has reasonable cause to believe that the person to be arrested has committed a violation of the Blythe Municipal Code or applicable state codes in the officer's presence which he or she has the discretionary duty to enforce and to issue a notice to appear and to release such person on the person's written promise to appear in court. Officers of the City shall not be allowed by their superiors to exercise the arrest and citation authority herein conferred, unless such officer is within a classification of City Officer designated by resolution of the City Council to exercise such arrest and citation authority.

#### <u>Chapter 15,26</u> <u>CALIFORNIA REFERENCED STANDARDS</u> <u>CODE</u>

#### Sections:

15.26.010 Adopted by reference.
15.26.020 Provisions construed as restatements.
15.26.030 Effect on permits issued under repealed ordinances.

#### 15.26.010 Adopted by reference.

The California Referenced Standards Code, Title 24, Part 12, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Referenced Standards Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred

to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.26.020 Provisions construed as restatements.

The provisions of the California Referenced Standards Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.26.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Referenced Standards Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### <u>Chapter 15.28</u> <u>CALIFORNIA HISTORICAL BUILDING CODE</u>

#### Sections:

15.28.010 Adopted by reference.
15.28.020 Provisions construed as restatements.
15.28.030 Effect on permits issued under repealed ordinances.

#### 15.28.010 Adopted by reference.

The California Historical Building Code, Title 24, Part 8, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Historical Building Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.28.020 Provisions construed as restatements.

The provisions of the California Historical Building Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.28.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Historical Building Code require permits similar to permits required under ordinances repealed or permits issued, such permits shall nevertheless continue in full force and effect as if issued under provisions of this code.

#### <u>Chapter 15.30</u> <u>CALIFORNIA EXISTING BUILDING CODE</u>

#### Sections:

15.30.010 Adopted by reference.
15.30.020 Provisions construed as restatements.
15.30.030 Effect on permits issued under repealed ordinances.

#### 15.30.010 Adopted by reference.

The California Existing Building Code, Title 24, Part 10, 2010 Edition, as adopted by the State of California, one copy of which is on file in the office of the City Clerk, being marked and designated as "California Existing Building Code, 2010 Edition," is made a public record of the City and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provision, conditions, and terms therein contained are referred to, adopted and made a part of this chapter except as hereinafter expressly provided.

#### 15.30.020 Provisions construed as restatements.

The provisions of the California Existing Building Code, insofar as they are substantially the same as existing provisions relating to the same subject matter, shall be construed as new enactments.

# 15.30.030 Effect on permits issued under repealed ordinances.

Where the provisions of the California Existing
Building Code require permits similar to permits
required under ordinances repealed or permits issued,
such permits shall nevertheless continue in full force
and effect as if issued under provisions of this code.

#### Chapter 15.32 UNIFORM CODE FOR ABATEMENT OF DANGEROUS BUILDINGS

#### Sections:

15.32.010 Adopted by reference.

#### 15.32.010 Adopted by reference.

The Uniform Code for the Abatement of Dangerous Buildings, 1997 Edition, published and copyrighted in 1997 by the International Conference of Building Officials, including its indices and appendices, one copy of which is on file in the office of the <u>City Clerk</u>, being marked and designated as "Uniform Code for Abatement of Dangerous Buildings, 1997 Edition," is made a public record of the <u>City</u> and is adopted and made a part of this chapter as if fully set out in this chapter, and each and all of the provisions, conditions, and terms therein contained are referred to, adopted

and made a part of this chapter except as hereinafter expressly provided.

#### Chapter 15.40 ARCADE, MARQUEES AND CANOPIES

#### Sections:

15.40.010 Minimum height.

15.40.020 Support columns.

15.40.030 Down spouts required.

15.40.040 Penalty for yiolation.

#### 15.40.010 Minimum height.

No arcade, marquee or canopy shall be erected within the city unless, at its lowest altitude, or that of any fixture suspended therefrom, it is of a minimum height of eight and one-half feet above the sidewalk.

#### 15.40.020 Support columns.

Any arcade, marquee or canopy which extends from the building line to the outer edge of the sidewalk shall be supported by columns of incombustible material, imbedded at the outer edge of the sidewalk.

#### 15.40.030 Down spouts required.

The roof of any arcade, canopy or marquee shall be sloped to down spouts, which down spouts shall be installed so as to conduct any drainage under the sidewalk and parkway to the street.

#### 15.40.040 Penalty for violation.

Any person, firm or corporation violating any of the provisions of this chapter is guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than three hundred dollars, or by imprisonment in the county jail of Riverside County for a period of not more than ninety days, or by both such fine and imprisonment.

# Chapter 15.58 CALIFORNIA ENERGY CODE

#### **Sections:**

15.58.010 Adopted by reference.

#### 15.58.010 Adopted by reference.

The California Energy Code, *Title 24, Part 6, 2007 2010* Edition, including its *indices and* appendices, *as adopted by the State of California*, one copy of which is on file in the office of the *City Clerk*, being marked and designated as "California Energy Code, *2007 2010* Edition," is made a public record of the *City* and is adopted and made a part of this chapter except as hereinafter expressly provided.

#### Chapter 15.60 PENALTY FOR VIOLATION

#### Sections:

15.60.010 Penalty for violation.

#### 15.60.010 Penalty for violation.

Any person violating any of the provisions of this title, whether acting for themselves, or as the agent or servant of any person, firm or corporation, shall upon conviction thereof be subject to a fine of not more than three hundred dollars or by imprisonment of not more than ninety days, or by both such fine and imprisonment. Each day that a violation of Title 15 is continued or permitted to exist without compliance, shall constitute a separate offense punishable upon conviction in the manner prescribed in this section.

## Title 17 ZONING

Chapter 17.52 FUEL DISPENSING AND STORAGE

Sections:

17.52.010 - Applicability.

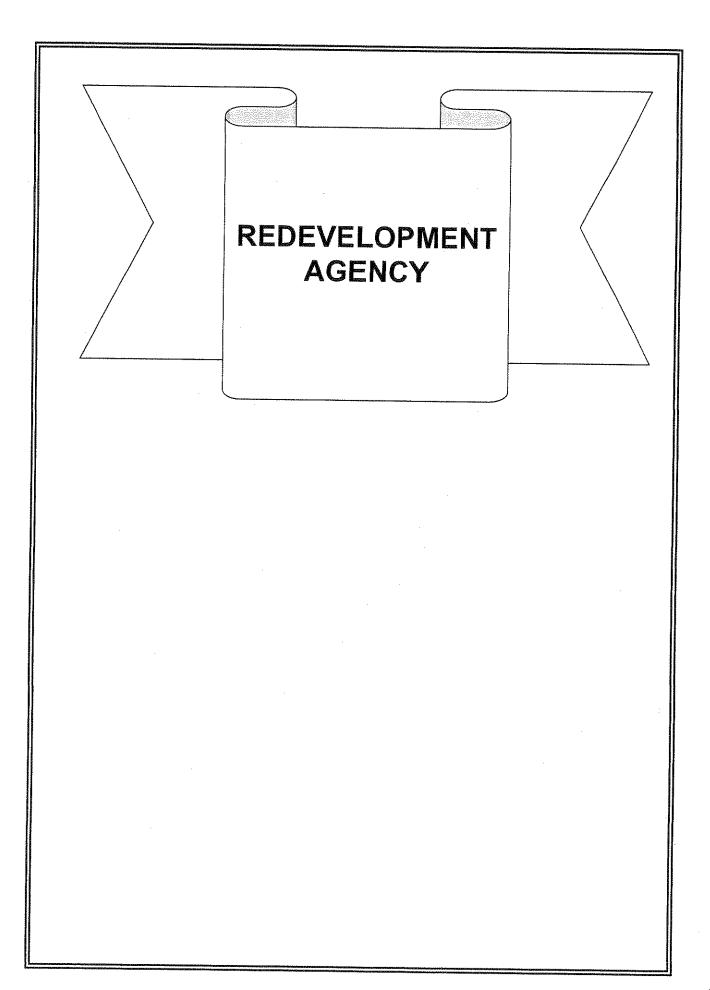
17.52.020 - Performance standards.

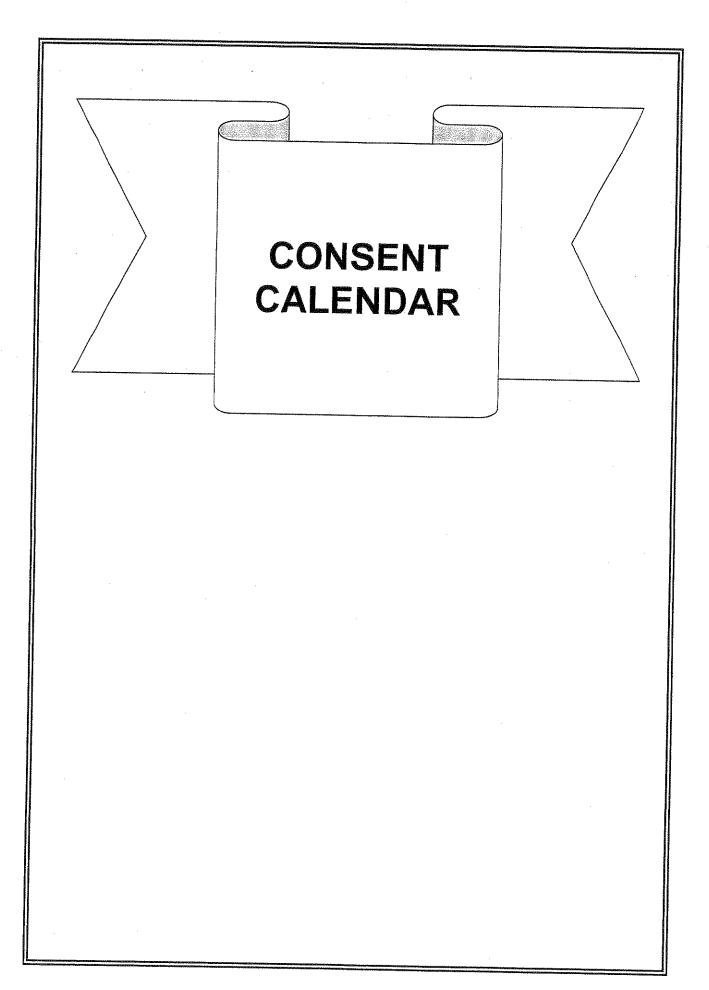
# <u>17.52.010</u> - Applicability.

The provisions set out in this chapter shall be the minimum standards for fuel dispensing facilities (service stations) granted a conditional use permit for gasoline dispensing and storage in the C-N zone, and may be used for the granting of a conditional use permit in the C-C (community commercial) and C-G (general commercial) zones for the dispensing and storage of propane.

# 17.52.020 - Performance standards.

All activities involving, the installation of facilities for, and all storage of, flammable and explosive materials shall be in compliance with <u>Article 79 Chapter 34</u> Flammable and Combustible Liquids of the <u>1997 Uniform</u> 2010 California Fire Code as adopted by reference, <u>and comprising</u> Chapter <u>24</u> 15 of the <u>City</u> of Blythe Municipal Code.





# MINUTES BLYTHE REDEVELOPMENT AGENCY November 9, 2010

The November 9, 2010 regular meeting of the Blythe Redevelopment Agency was called to order by Chairman DeConinck in the Council Chambers. Also in attendance were Vice Chair Covel, Board Members Contreras, Galvan and Patel. Staff in attendance included Executive Director Lane and other Agency staff members.

**CONSENT CALENDAR** All matters listed under Consent Calendar are considered routine and will be enacted by one motion. There will be no separate discussion of these items prior to the time of voting on the motion unless members of the Board or staff request specific items be discussed and/or removed from the Consent Calendar for separate action.

# 10. <u>Minutes- October 26, 2010.</u>

Recommendation by the City Clerk: Approve the October 26, 2010 Redevelopment Agency Minutes.

# 11. RDA Project Management Log.

Recommendation by the City Clerk to Receive and File.

No Public Comment. Vice Chair Covel made a motion to accept the Consent Calendar. The motion was seconded by Board Member Contreras with a unanimous aye vote.

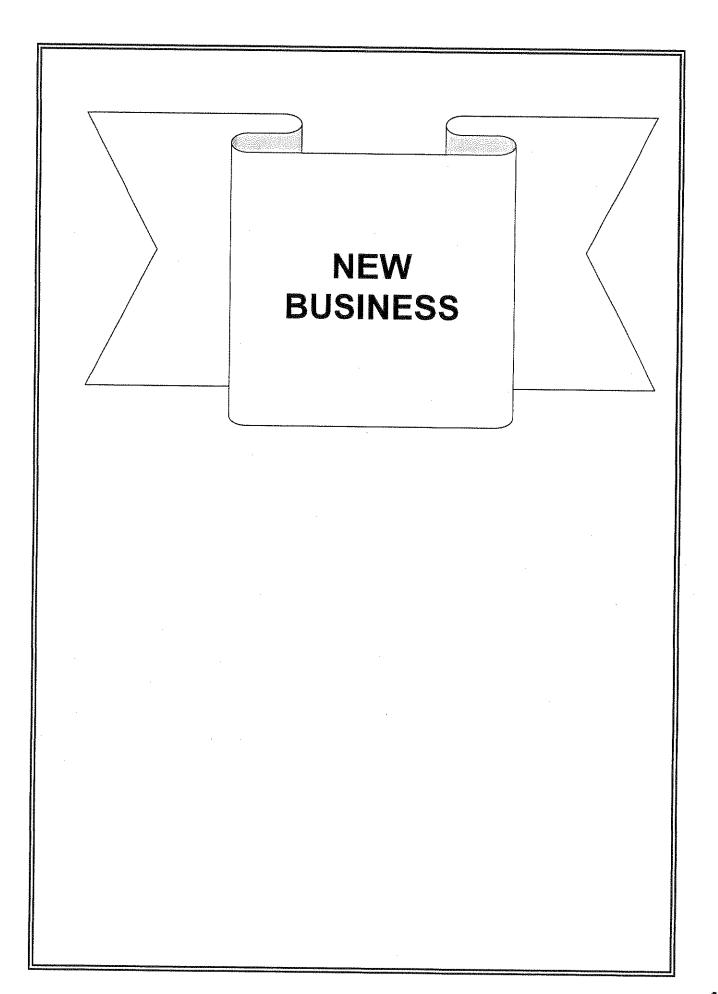
#### ADJOURN:

There being no further business to come before the Board the meeting was adjourned.

	Joseph DeConinck, Chairman
ATTEST:	Joseph Deconnex, Charman
Mallory Sutterfield, Secretary	

# RDA Project Management Log

***************************************	Date	Completed	8/24/10			Party of the American State of the State of		THE RESIDENCE OF THE PARTY OF T			THE RESERVE THE PROPERTY OF TH	
THE PROPERTY OF THE PROPERTY O		Notes	The Draft 5 Year	Implementation Plan was reviewed by the Economic Development Committee on July 8, 2010. The Plan hearing and adoption is slated for August 24, 2010.	The state of the s				TOTAL	The second secon		
The state of the s	Kesponsible	Department	Finance		Admin	Planning	•	Planning/Finance/Ad	Econ Develonment		· · · · · · · · · · · · · · · · · · ·	
	Added	By	Covel		Covel	Covel		Covel	Covel	THE CO. S. LAND.	7777744	manual production and a production of the produc
P. A.	Date	Added	3/23/10		8/24/10	8/24/10		8/24/10	10/12/10			
Droinat		Description	RDA 5 Year	Implementation Plan	Senate Bill 1045	Review of Project Area	Maps to Legal Boundaries	Creating Project Data Base for City's Website	RDA Loan Guidelines	The state of the s		The state of the s
# tom		0 .			2	w		4	5	9	7	





## CITY OF BLYTHE CITY COUNCIL MEETING

# STAFF REPORT

MEETING DATE:

November 23, 2010

SUBJECT:

Approval of Blythe Redevelopment Agency Commercial Property Rehabilitation

Loan Program.

PRESENTED BY:

Kelly Thomas, Economic Development Specialist

PREPARED BY:

Kelly Thomas, Economic Development Specialist

RECOMMENDATION: Staff recommends the Blythe Redevelopment Agency approve resolution NO.

RA 2010-140 to adopt the Blythe Redevelopment Agency Commercial Property

Rehabilitation Loan Program.

FISCAL IMPACT:

Unknown

BACKGROUND:

The Blythe Redevelopment Agency was established to address the issues such as the elimination of Blight and promotion of Economic Development in our community. In pursuit of that endeavor, the Agency may adopt certain guidelines in order to make proper use of public funds for these purposes. These guidelines shall be pursuant to the established California State Health

and Safety Codes (California Redevelopment Law).

STAFF REPORT:

Staff has developed guidelines with the intent to aid Business Owners in elimination of blight and economic development. Pursuant to Health and Safety Code 33444.5, whereby the agency is authorized to implement a program that would provide loans to business owners for commercial property rehabilitation purposes. The funding for this program would come from the Redevelopment

Agency Taxable Improvement Fund (#191.

ATTACHEMENTS:

**Proposed Guidelines** 

# RESOLUTION NO.: RA 2010-140

A RESOLUTION OF THE BLYTHE REDEVELOPMENT AGENCY ADOPTING CITY OF BLYTHE REDEVELOPMENT AGENCY COMMERCIAL PROPERTY REHABILITATION LOAN PROGRAM

WHEREAS: The Blythe Redevelopment Agency Board of Directors at their regular meeting of November 23, 2010, considered criteria necessary to initiate guidelines and application documents for a commercial property rehabilitation loan program; and,

WHEREAS: The Agency Board received testimony from all interested parties relative to said action; and,

WHEREAS: The Redevelopment Agency's primary purpose is to revitalize communities by encouraging new development and jobs, and generating tax revenues in blighted areas; and,

WHEREAS: Rehabilitation of commercial buildings or structures (excluding industrial and manufacturing facilities) within the City's Redevelopment Project Areas under California Health and Safety Code Section 33444.5 thereby alleviates blight and creates employment opportunities and expands the tax base in these neighborhoods; and,

**NOW, THEREFORE, BE IT RESOLVED:** That the Blythe Redevelopment Agency Board of Directors does hereby approve Resolution No. RA 2010-140, adopting City of Blythe Redevelopment Agency Commercial Property Rehabilitation Loan Program as attached hereto as Exhibit A.

PASSED, APPROVED, and ADOPTED this 23rd day of November, 2010, by the following called vote, to wit:

AYES: NOES: ABSENT:	
ATTEST:	Joseph DeConinck, Chairman
Mallory Sutterfield, City Clerk (SEAL)	

# CITY OF BLYTHE REDEVELOPMENT AGENCY COMMERCIAL PROPERTY REHABILITATION LOAN PROGRAM

## I. Introduction

A primary purpose of redevelopment is to revitalize communities by encouraging new development and jobs, and generating tax revenues in blighted areas. By focusing on public investment in redevelopment areas, the City of Blythe Redevelopment Agency (the "Agency") helps attract and guide private investment to improve living conditions, address health and safety issues, improve working conditions and spur economic growth. The City of Blythe Redevelopment Agency's Commercial Property Rehabilitation Loan Program is specifically intended to facilitate the rehabilitation of commercial buildings or structures (excluding industrial and manufacturing facilities) within the City's Redevelopment Project Areas under California Health and Safety Code Section 33444.5 and thereby alleviate blight and create employment opportunities in redevelopment areas and to expand the tax base in these neighborhoods.

Nothing in this program obligates the City of Blythe Redevelopment Agency to provide assistance to any applicant. Evaluation of projects is done on a case-by-case basis. Consideration will be given to timeliness of application, priority of project in regards to the overall Redevelopment Plan, availability of funds, quality of development, consistency with the City's Downtown Design Guidelines and the following criteria listed below:

# II. Evaluation Criteria

In addition to the foregoing criteria, the extent of assistance provided is based on a project's ability to meet any or all of the following objectives:

- a. Generation of Additional Tax Increment Revenue
- b. Generation of Sales Tax Revenue
- c. Creation and Retention of Jobs
- d. Benefits to Health and Safety Issues
- e. Alleviate Blight

All such criteria will be evaluated and points assigned on a case-by-case basis.

# III. Participation and Loan Amount; Agency Acquisition of Easement

The maximum loan amount is \$125,000. Loan interest rates and terms are decided upon by the Board of Directors and will approximate current market terms. All loans must be repaid with interest. Borrowers are required to contribute a minimum of 10% of the total cost of all proposed improvements and related expenses (the "Project"). As consideration for the loan, the Borrower must grant to the Agency a real estate interest known as an easement (the "Easement") that must be recorded in the County records and that will enable the Agency to maintain and repair (at Borrower's cost) the improvements owned or controlled by the Borrower in the event the Borrower fails to do so after written notice. When loan amounts

exceed a "de minimis" amount (as determined by Agency staff) of the costs of the rehabilitation project, prevailing wages will apply and the loan documents will then require that prevailing wages be paid. "De minimis" is generally defined as two percent (2%) of the construction cost of the project.

# IV. Program/Applicant Requirements

Businesses interested in Redevelopment Agency Assistance should submit an application packet which contains all of the following information:

- a. Complete description of the Project.
- b. Budget of all Project costs.
- c. The amount to be paid from business owner's funds (must be paid before loan is disbursed).
- d. The location, size and current ownership of the property to be rehabilitated.
- e. The loan amount requested and justification for the request.
- f. A detailed and itemized exhibit of the Project's design, and specific uses of requested funds.
- g. Business Plan (see Section VIII below).
- h. Security/Collateral Applicant must hold adequate assets (real or personal) to use as security for the Agency Loan and the Borrower's obligation value for the easement. Collateral security may include, but not limited to, interest in machinery and equipment, furniture, fixtures, land, building, property, inventory, and receivables. Recorded Deed of Trust and fixture filing on the project and/or a security agreement with UCC- 1\* filing will be used to secure loans. Personal guarantees from creditworthy affiliates of the borrower may also be required. If the property is leased, a "landlord waiver and consent" agreement will be required and a non-disturbance agreement from any existing secured lender may be required.

In the event of default (default is defined as failure to make payment for ninety (90) days) the agency may, at its sole discretion, require the payment of the unforgiven portion of the loan and accrued interest amounts as set forth in the loan agreement. Should such default not be cured within thirty (30) days following written notice from the agency, the agency may exercise ownership of collateral property from loan agreement.

- i. Leased Property All loan applications submitted by tenants must include proof of the landlord's approval of the proposed improvements which may consist of a lease provision clearly permitting the improvements.
- j. Construction Bids Applicant must obtain at least three construction bids from responsive, qualified and licensed contractors. If three bids are not provided, due cause must be provided in writing and approved by Agency staff in writing. No application will be considered unless the bid estimates are signed and dated by the contractor, including his/her State License Number. Construction of improvements must be completed within 180 days of loan closing, with exceptions determined on a case-by-case basis.
- k. A loan will be provided only once for the same location within a seven (7) year period, unless previous loan terms have been satisfied.

- 1. The applicant must provide two color renderings min. size (11x17) of proposed project.
- m. The applicant must have or be in process of obtaining a valid City Business License and must have such a license prior to loan funding/disbursement.
- n. All accounts for utility billing and/or other City services associated with the applicant(s) and property owner(s) must be current and in good standing.
- o. Proof of payment of the borrowers 10% participation amount must be provided prior to loan disbursement.
- \* UCC-1 stands for Uniform Commercial Code Form 1. It is a "Financing Statement" that is filed to show that one party (usually a lender) has a security interest in another party's (usually a borrower's) property; it <u>perfects</u> the security interest for lien priority purposes. A separate security agreement signed by the borrower and lender is necessary to <u>create</u> the security interest.

# V. Ineligible Improvements

The list of excluded items/costs is not exhaustive and is only an example. All improvement projects will be subject to the California Redevelopment Law and may be approved or disapproved on a case-by-case basis.

The following improvements/costs are not eligible:

- a. Property acquisition
- b. Working capital, start up costs, cash for operating expenses, etc.
- c. Previously incurred franchise or development costs in the last seven years
- d. Expenses paid to any individual or organization affiliated with the owner/borrower
- e. Non-permanent fixtures (trade fixtures), security systems, interior window coverings and personal property

# VI. Required Eligible Improvements and Expenses

Correction of all code violations is required for all existing improvements; all loan proceeds must be used for such costs before they are used to reimburse other costs.

Eligible improvements for the program may include, but are not necessarily limited to:

- a. Tenant improvements (e.g. permanent fixtures, carpet, lighting, paint)
- b. Interior improvements that clearly address health and safety issues that are necessary for accessibility requirements
- c. Replacement of broken or missing exterior doors and windows
- d. Replacement or repair of air conditioners, furnaces, water heaters or any other major energy utilizing equipment that improve energy efficiency
- e. Equipment and machinery that is non-removable and non-personal with a useful life of more than 10 years

## VII. Administration

The program will be administered by the Redevelopment Agency in accordance with the foregoing and as follows:

- a. Projects that require a Building Permit or other permits will involve the Planning and Building Departments.
- b. Loan applications will be reviewed by the Redevelopment Agency staff.
- c. <u>Complete</u> loan applications must be submitted to the City of Blythe Redevelopment Agency Board for review and final approval. This process is not intended to exceed 60 days from time of <u>complete application submittal</u>.
- d. All decisions of the Board are final.

# VIII. Outline of Sample Business Plan

## Business Plan Format:

- Cover sheet
- Statement of purpose
- Table of contents

# Required Business Data:

- Description of Business
- Marketing
- Competition
- Operation procedure
- Personnel
- Business insurance
- Projected new jobs

# Required Financial Data:

- Start-up budget
- Operating budget
- Capital equipment and supply list
- Balance sheet/breakeven analysis

The foregoing is only a guide for developing your business plan. Additional information on business plans can be found through the Small Business Agency (SBA) on the World Wide Web at  $\underline{www.sba.gov}$ .

# **Project Evaluation Sheet**

CRITERIA:			
		Yes	No
Will project materially increase		International Contract Contrac	
Tax Increment Revenue (property taxes)?			Same and the state of the state
Will project produce material new Sales			
Tax Revenue?			2000 000 000 000 000 000 000 000 000 00
Material benefit to Health/ Safety?			year-managements/
Creates Jobs or retains existing jobs?	-confirmation of the same of t	Systematics & enquirements of "	
Otherwise materially alleviate blight?			petriforetheadur Goldadiguet
Criteria Total		Sudd formattenenessations sounds	Annaforcio-schirmana anna ana anna anna anna anna anna
•			
Office use only:	医蜂蜂物医麻痹		
Chief Building Inspector bid verification		p-months as of the state of an appropriate of the state o	w.
Identification verified		CHECK PRODUCTION OF THE PRODUCTION OF T	*



# REDEVELOPMENT AGENCY

# COMMERCIAL PROPERTY REHABILITATION LOAN PROGRAM APPLICATION

Applicant Name:
Mailing Address:
Daytime Phone Number:
Best Time to Contact Applicant:
Business Name and Type:
Owner's Name(s): Phone: Owner's Name(s): Phone:
Description of Proposed Improvements:
Project Total Cost Amount:
Business Participation/Equity Payment:
Financial Assistance Requested:
Business Address/Location:
Assets for Use as Security (also include amount of liens/encumbrances and approximate current fair market values of assets):
Name, address and estimated net worth of Guarantor (if applicable):
Contractor's bids for improvements (with copies of bids attached):

Duration of Project and Projected Commencement Date:	_
Date of Last Awarded Request for Assistance from City or Agency (if applicable):	
Business License Number (copy of license attached):	_

**NOTE:** Preliminary drawings and/or other pertinent information (e.g., photographs of 2 views of the project building or renderings of the conceptual plans for the proposed project) should be included with the application. No recommendation will be made by staff to the Redevelopment Agency (RDA) Board of Directors until there is a clear understanding of the improvements for which assistance is being requested. Incomplete applications will not be processed. All applications for RDA assistance must include a satisfactory business plan. Projects in the downtown area must also comply with the City of Blythe Downtown Design Guidelines.

#### **DECLARATION**

As the applicant, I (print name) have thoroughly read the guidelines for the Commercial Property Rehabilitation Loan Program and agree to carry out the work in accordance with these guidelines. Further I agree to comply with the guidelines and the specific design recommendations of the Project Review Committee/Agency staff. Any changes in the approved plans or specifications must be presented to the Agency for approval before the work is begun. Work must be completed by the earlier of: (a) 12 months after Agency Board approval; or, (b) 180 days after loan closing to qualify for assistance. Projects not timely completed shall lose their funding eligibility, unless an extension request in writing is approved by the Redevelopment Agency Board of Directors.

In addition, I agree to provide two photographs of the existing building with my application, and two photographs after the work is completed.

I understand that the Commercial Property Rehabilitation Loan Program works on a reimbursement basis and that I must submit detailed cost documentation, including canceled checks, paid invoices, copies of Building Permits, all contractor's waivers of lien, and two photographs of the completed improvements.

I understand that I cannot begin work on the improvements until my application has been approved by the Redevelopment Agency Board of Directors and copies of all necessary permits (e.g., building, sign, awning, etc.) have been issued/approved by the City of Blythe. I realize that the cost of work performed prior to Agency approval will not be reimbursed. Also, I understand my application will not be considered unless my contractor bids are signed and dated by the contractor, and include his/her State license number.

I understand that a loan under the Commercial Property Rehabilitation Loan Program will be provided only once to the same site, business, location, etc. within a seven (7) year period.

I understand I may be required to demonstrate financial capability to complete the work in a timely manner (e.g., business or personal financial statements).

I understand the Redevelopment Agency Board of Directors is the final authority for all matters concerning the Commercial Property Rehabilitation Loan Program and their decision is final. I understand that my application will not be considered without a satisfactory business plan attached.

Finally, I fully understand the information contained in my application is accurate and complete to the best of my ability under penalty of perjury.

Signature:	· .	
Signature.	 Date:	

For additional information, or submittal of the completed application:

Blythe Redevelopment Agency 235 N. Broadway Blythe, CA 92225 Attn: RDA Executive Director (760) 922-6161

